

IN THE SPECIFICATION

Please replace the paragraph beginning at page 12, line 8, with the following rewritten paragraph:

In FIG. 6C, step 360 evaluates the order or information which is desired to be transmitted. This step is preferably performed by the computer server. In evaluating the order or the information which is to be transmitted, the information to be transmitted can be program information which preferably is computer instructions, and/or the information to be transmitted may be data. If a program or a program and data are to be downloaded, flow proceeds to step 362. If only data is to be downloaded, flow proceeds to step 380. When it is determined that at least a program is to be downloaded, step 362 prepares the program for downloading. Such preparation can include retrieving the program which is to be transmitted, authenticating it, encrypting it, and/or compressing it, for example. In step 364, a message is displayed on the customer PC indicating that the downloading is about to begin or is occurring. In step 366, the program is downloaded and saved to the appropriate place. If step 334 is performed, it is permissible to write the data to the recordable medium. If step 352 has been previously performed, the data should be downloaded to the hard disk drive. However, depending upon the circumstances and the embodiment of the invention, the program may be saved directly to the recordable medium without being stored on the hard disk drive, or the data may be stored first on the hard disk drive. According to one embodiment, this is a preferred mode of operating when the storage drive has the appropriate characteristics or state data. According to another embodiment of the invention, program information has a higher importance than data. For this reason, the ~~data~~ program information

Application Serial No.: 09/764,270
Reply to Office Action dated May 31, 2006

may be saved to the hard disk drive and then later transferred to the recordable medium. This will allow proper creation of the program section for subsequent transfer to the hybrid recordable disk, thus allowing flawless creation of program information which may be repeatedly recorded to a number of hybrid recordable disks, if desired. Additionally, and/or alternatively, the program may be recorded in any suitable location in order to satisfy the needs or desires of the receiving system and/or transmitting system. After step 366, step 368 is performed which determines if in addition to program information, data is also to be downloaded. When there is also data to be downloaded, and also when step 360 determines that only data is to be downloaded, flow proceeds to step 380.